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ROLL CALL

Present: Council Members - Hinchman, Pennino,  
Sieglock, Snider (arrived at 8:15 p.m.), and  
Pinkerton (Mayor)

Absent: Council Members - None

Also Present: City Manager Peterson, Public Works  
Director Ronsko, City Attorney McNatt, and  
City Clerk Reimche

## INVOCATION

The invocation was given by Pastor Bob Mattheis, St. Paul's Lutheran Church.

PLEDGE OF  
ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pinkerton.

## PRESENTATIONS

PRESENTATION MADE BY REPRESENTATIVES OF  
THE NEIGHBORHOOD WATCH GROUP LOCATED IN  
THE 300 BLOCK OF HILBORN STREET TO LODI  
AREA CRIMESTOPPERS

A presentation was made by representatives of the Neighborhood Watch Group located in the 300 block of Hilborn Street to Lodi Area Crimestoppers.

## PROCLAMATIONS

Mayor Pinkerton presented the following proclamations:

CC-37

a) "Wine Appreciation Week"; and

b) "Public Power Week".

## COMMENTS BY THE PUBLIC

There were no persons wishing to speak under this segment of the agenda.

## CONSENT CALENDAR

In accordance with report and recommendation of the City Manager, Council, on motion of Council Member Hinchman, Pennino second, approved the following items hereinafter set forth.

[illegible]

CLAIMS CC-21 (a)

Claims were approved in the amount of \$1,342,832.63.

MINUTES

The Minutes of August 5, 1992 (Regular Meeting) were approved as written.

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#### AS/400 COMPUTER UPGRADE

CC-20  
CC-47

The City Council authorized an upgrade to the existing AS/400 Computer in Lodi City Hall from a Model B45 to a Model E45 to provide the necessary computer resource to allow for the ongoing operations of computerized functions.

The AS/400 Computer was originally purchased with a configuration known to have limited growth potential. This was done as a temporary cost saving measure with the full knowledge of Management and City Council.

At the time of purchase, an upgrade of the AS/400 was expected when the Police/Fire System was moved from the old System/36 to the AS/400. It was the intention of all the involved parties that the necessary upgrade would be determined when the Police/Fire System was added.

The Police/Fire System is now on-line and operating efficiently with the planned computer configuration. It is now necessary to upgrade the AS/400 to allow for future growth as well as provide the processing power currently needed.

The current disk capacity of the AS/400 is running at 75% to 85% of the total capacity--on one occasion, we exceeded 90% capacity, and the computer issued a very blunt warning to take action (reduce disk content or risk failure). With the projected growth of the Police/Fire System and the expected growth of financial and other applications (including histories, etc.), the AS/400 must be upgraded.

#### PROJECT WORK COMPLETED

The upgrade will be done by IBM under the direction of the Data Processing Section. The task can be completed within thirty to sixty days of placing the order with IBM.

#### SCHEDULE AND PROJECT COSTS

Basic E45 Computer Upgrade	\$33,725.00
E45 Software Upgrade	6,639.00
E45 Controllers and Additions	12,965.00
Add Tape Backup Cartridge	5,254.00
Add Memory Upgrade	2,970.00
Add Local Work Station Controller	<u>1,640.00</u>
Total	\$63,193.00
Tax @ 7.75%	<u>4,898.00</u>
Total Cost	\$68,091.00

The total cost will be reduced by an expected recovery of \$2,000.00 to \$4,000.00 for the sale of our existing work station controllers. The existing controllers must be

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replaced by E45 capable controllers and will become expendable.

#### ALTERNATIVES

Revise the previous plan to store five years of records data for the Police/Fire System and curtail plans to upgrade existing software with the expected history and required storage space.

#### PROJECT EFFECT ON OPERATING BUDGET

No effect is expected on the Operating Budget as a result of the upgrade. However, if the AS/400 were not upgraded, the cost of maintaining the computer would increase. If disk storage were allowed to become completely filled, management of the disk would become a daily job.

#### SPECIFICATIONS AND ADVERTISEMENT FOR BIDS APPROVED FOR LANE LINE PAINTING, VARIOUS STREETS, 1992

CC-12.1(c) The City Council approved the specifications for Lane Line Painting, Various Streets, 1992, and authorized advertising for bids to be received Wednesday, September 30, 1992.

This project provides painting of lane lines on arterial and collector streets on an annual basis, and approximately 50 percent of residential streets. Should the actual bid be less than the amount budgeted, the difference will be used to paint additional lane lines.

A recap of lane lines and quantities is shown below:

<u>Lane Lines</u>	<u>Miles</u>
Broken White/Yellow	53.03
Double Yellow	13.46
Eight-inch Solid White	2.42
Edge Line	2.96
Transitional	.66
Two-way Left Turn	<u>7.62</u>
Total Miles	80.15

#### BIDS REJECTED AND REVISED SPECIFICATIONS APPROVED FOR ONE-TON DUMP TRUCK, STREET DIVISION

CC-12.1(b) The City Council rejected all bids, approved the revised specifications for a one-ton dump truck, and authorized readvertising for bids to be received Tuesday, October 6, 1992.

The City Council was informed that funds to purchase a one-ton dump truck for the street division maintenance

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crews were approved in the 1992-93 Operations/Maintenance budget. This vehicle will replace truck #54, a 1980 Chevrolet pickup with 129,000 miles on the odometer.

The unit will be used by the crews to haul street material and tow equipment on a daily basis.

Bids were opened on September 2, 1992 and three bids were received. All bids listed exceptions to the specifications as written. Our intent was to match this one-ton dump truck with other existing vehicles in the fleet in both the Water/Wastewater Division and Electric Utility Department, but the only vehicle that does so is the high bidder, at a cost of almost \$3,000 more.

Because the preferred equipment was a Dodge product, bids were mailed to Dodge dealers only. Two other (non-Dodge) firms called and requested bid specifications. Bids were received from both. Local (non-Dodge) dealers, however, were not mailed specifications and did not bid.

The Dodge dealers that did not bid were contacted to discover reasons for their failure to submit bids. Portions of the specifications were cited as too restrictive.

Due to the cost of the preferred equipment (Dodge) being higher than we anticipated and substantially over the amount budgeted we should consider a revised specification that accommodates other manufacturers with less exceptions. Additionally, portions of the specifications that prevented some dealers from bidding have been modified, eliminated, or listed as alternatives.

If the Council wishes the local Ford, GMC, and Chevrolet dealers to be included on the bidder's list, then Council should reject all bids, approve revised specifications, and authorize readvertising for bids.

Following are the bids received:

<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
F. B. Hart Allstate White GMC	Stockton	\$25,779.19
S & C Motors	San Francisco	\$26,506.50
Swift Dodge	Sacramento	\$28,744.47

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CONTRACT AWARD FOR WELL 3-R DRILLING,  
144 SOUTH ROSE STREET (SOUTHWEST CORNER  
OF HUTCHINS STREET SQUARE)

RESOLUTION NO. 92-159

CC-12(a)                    The City Council adopted Resolution No. 92-159 awarding the  
CC-300                    contract for Well 3-R Drilling, 144 South Rose Street  
                             (Southwest Corner of Hutchins Street Square) contract to  
                             Maggiora Bros. Drilling, Inc., in the amount of \$68,370.00.

This project consists of drilling a municipal water well to a depth of 343 feet. The development of the site and purchase of pumping equipment will be handled by separate contracts at a later date.

Plans and specifications for this project were approved on August 19, 1992. The City received the following three bids for this project:

<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$68,600.00
Maggiora Bros. Drilling, Inc.	Watsonville	\$68,370.00
Clark Well, Inc.	Stockton	\$74,475.00
Beylik Drilling, Inc.	North Highlands	\$77,417.00

CONTRACT CHANGE ORDER - CHEROKEE LANE  
STREET IMPROVEMENTS, 200' S/KETTLEMAN  
LANE TO POPLAR STREET

CC-90                    The City Council was informed that this information is being given to it in accordance with the Contract Change Order policy approved by Resolution No. 85-72. One of the requirements of this policy is that we inform the City Council of all change orders over 10 percent of the contract amount.

This subject contract change order, approved by the City Manager, was in the amount of \$15,878.32, which is 18.7% of the contract.

The subcontractor doing the grinding work on this project broke his grinding machine when he hit a buried traffic sensor plate.

In addition to the repair of the grinding machine and the removal of the traffic sensor, this Contract Change Order also pays for the additional grinding that was done because of the unexpected thickness of asphalt concrete. The improvement plans required the contractor to grind the asphalt concrete down to the original concrete pavement on Cherokee Lane. Most of Cherokee Lane has 4 inches of

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asphalt concrete over the concrete pavement. At the intersection of Kettleman Lane and Cherokee Lane, the asphalt thickness increases to 24 inches. The contractor had made two passes in the intersection and ground out all the asphalt concrete before he was stopped and corrections were made.

ACCEPTANCE OF IMPROVEMENTS UNDER TYPE II  
SLURRY SEAL, VARIOUS STREETS, 1992

CC-90                   The City Council accepted improvements for Type II Slurry Seal, Various City Streets, 1992 and directed the Public Works Director to file a Notice of Completion with the County Recorder's Office.

The contract was awarded to Valley Slurry Seal Company of West Sacramento on July 15, 1992 in the amount of \$41,050.36. The contract has been completed in substantial conformance with specifications approved by the City Council.

The contract completion date was September 3, 1992 and the final contract price was \$41,050.36.

PURCHASE OF SECONDARY WIRE FOR THE ELECTRIC  
UTILITY DEPARTMENT

RESOLUTION NO. 92-160

CC-12(d)               The City Council adopted Resolution No. 92-160 authorizing  
CC-300               the purchase of 28,000 feet of #4/0 aluminum secondary  
wire, and 12,000 feet of #1/0 aluminum secondary wire from  
the low bidder, Capital Wholesale Electric of Sacramento,  
in the amount of \$10,106.26.

On August 6, 1992, the City Council approved specifications and authorized advertisement for bids. Bids were opened on September 1, 1992 with the following results:

Capital Wholesale Electric, Sacramento	\$10,106.26
General Electric Supply, Martinez	10,145.74
Westinghouse Electric, Concord	10,158.02

The Electric Utility Department has prepared work orders to begin the replacement of secondary wire at various locations in the City's electrical distribution system. The replacement program, an approved part of the 1992-93 fiscal year budget, is to replace deteriorated overhead secondary conductor and to improve system reliability.

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PURCHASE OF 60-12KV POWER TRANSFORMER  
WITH LOAD TAP CHANGER FOR ELECTRIC  
UTILITY DEPARTMENT

RESOLUTION NO. 92-161

CC-12(d)                      The City Council adopted Resolution No. 92-161 awarding  
CC-300                      the bid for the purchase of one 60-12kv power transformer  
                                 with LTC to the low bidder Cooper Power Systems, Inc.,  
                                 Canonsburg, PA, in the amount of \$300,992.08.

On August 5, 1992, the City Council approved specifications  
and authorized advertisement for bids. Bids were opened on  
August 28, 1992 with the results shown on the following  
page:

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# BID EVALUATION

## 60-12KV POWER TRANSFORMER WITH LTC

### EUD 92-6

Manufacturer	Bid Price Incl. Tax	No Load Loss (KW)	Load Loss (KW)	Cost of Losses	Extended Warranty Credit	Install. Cost (Oil)	Life-Cycle Cost	Delivery Weeks
Cooper Power Systems, Inc. Canonsburg, PA	\$300,992.08	11.5	69.8	\$208,600	0	0	\$509,592.08	30
General Electric Co. Issaquah, WA	345,877.50	12.4	66.0	206,400	0	0	552,277.50	29
MagneTek Waukesha, WI	361,719.98	12.4	68.7	211,800	-\$4,000	0	569,519.98	32
Federal Pioneer Limited Winnipeg, Manitoba	420,763.75	18.2	54.5	218,200	0	\$2,000	640,963.75	37
ABB Power T&D St. Louis, MO	534,440.00	17.3	61.2	226,200	-\$2,000	\$2,000	760,640.00	26-28



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This power transformer will be installed at McLane Substation as replacement for a failing regulator unit. Based on bid prices received earlier on two separate occasions for replacement of the failing regulator and reduced losses due to improved materials and construction techniques in new units, a replacement of the existing transformer/regulator combination, with this power transformer, is the most economical alternative over the design life of the equipment. Due to the very favorable bids received, this alternative is even more advantageous to the City.

Transformers, in a bid evaluation, are ranked based on life-cycle cost. The life-cycle cost is the sum of the purchase price and the cost of losses over the life of the unit. In the case of power transformers, other factors such as extended warranties and costs associated with handling of the unit during installation (oil filling) are also considered in the life-cycle cost.

CONTRACT APPROVED FOR FILING THE CITY'S  
1991-92 STATE MANDATED CLAIMS - DAVID M.  
GRIFFITH AND ASSOCIATES

#### RESOLUTION NO. 92-162

CC-6                   The City Council adopted Resolution No. 92-162 authorizing  
CC-90                   the City Manager and City Clerk to execute a contract with  
CC-300                  David M. Griffith and Associates, Ltd. (DMG) to file the  
                          City's 1991-92 State Mandated claims.

For the past few years the City has contracted with DMG to file its SB 90 claims.

The cost of this service is \$3,000 plus 30% of all new or first time mandated cost claims filed and paid to a maximum of \$3,500.

Last year the City received a net of \$39,504 from State mandated costs.

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#### COMMENTS BY CITY COUNCIL MEMBERS

The following comments were received under the "Comments by City Council Members" segment of the agenda:

#### AFTER-SCHOOL PROGRAM APPLAUDED

CC-9                   Council Member Hinchman reminded the community that the  
CC-40                   Lodi Parks and Recreation Department operates a very fine  
                          supervised after-school program for youngsters. The  
                          program is operational every school day of the year.

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SACRAMENTO STREET TREE PROGRAM

CC-16 Council Member Hinchman asked for an update on his request  
CC-49 that funds originally planned for a Church Street Tree  
Program be diverted to a Sacramento Street Tree Program.  
Public Works Director Ronsko responded that discussions are  
underway regarding the request.

SALES TAX GENERATED FROM CHEROKEE  
LANE MERCHANTS

CC-6 Mayor Pro Tempore Pennino stated that in reviewing the  
latest quarterly report regarding Lodi sales tax, that  
three-quarters of the sales tax revenues to Lodi were  
derived from business on Cherokee Lane. Mr. Pennino  
indicated his support of the Lodi District Chamber of  
Commerce's efforts regarding Cherokee Lane.

CITIZENS URGED TO REGISTER TO VOTE IN  
NOVEMBER 3, 1992 GENERAL MUNICIPAL  
ELECTION

CC-18 Council Member Sieglock reminded all citizens to register  
to vote for the November 3, 1992 election.

REPORT OF POSSIBLE HAZARD AT HUTCHINS  
STREET SQUARE

CC-27(e) Council Member Sieglock asked City staff to look at the  
CC-119 planter that is adjacent to the basketball court at  
Hutchins Street Square as he feels it poses a hazard.

COUNCIL MEMBER SNIDER APPOINTED TO  
CITY SELECTION COMMITTEE

CC-6 Mayor Pinkerton appointed Council Member John R. (Randy)  
Snider to a City Selection Committee to review RFQ's  
received from various architectural firms wishing to be  
involved in future City projects.

SPECIAL SHIRTSLEEVE SESSION ANNOUNCED

Mayor Pinkerton announced that there would be a Special  
Shirtsleeve Session on Monday, September 21, 1992 regarding  
refuse rates.

COMMENTS BY THE  
PUBLIC ON NON  
AGENDA ITEMS

The following comments were received under the "Comments by  
the public on non-agenda items" segment of the agenda:

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CITIZEN ADDRESSES CITY COUNCIL REGARDING  
RECYCLING AND REFUSE COLLECTION IN THE  
CITY OF LODI

CC-54

Mrs. Janet Pruss, 2421 Diablo Drive, Lodi addressed the City Council and asked that her comments be made a part of the record. They are as follows:

Gentlemen:

I speak tonight, not as a member of the Solid Waste Task Force, but as an individual - even though my feelings may be somewhat weighted by the one year, nine months that the Task Force has been studying the matter of Land Fill Reduction.

To me, the reduction of the Land Fill and final elimination of the need for one is at the heart of AB939, which requires that all of us THINK of a subject we would all rather ignore and hope it would just go away. But it won't! Like Topsy, it just grows and grows. In the old days the Indians moved on when their villages became "soiled". We do not have the same option.

As sophisticated as we think we have become, it seems we still "soil our own nest" to the degree that we soil not only our own area, but call on other areas to take our garbage (or land fill) to accommodate our desires for living in the manner to which we have become accustomed.

My reason for brining this to you tonight is because I feel each of you need to have the benefit of all the input you can get to make the decision you must soon make on the future of Lodi's compliance with AB939. I want the public to know that even with no change in our present method of garbage collection, the rate will still go up to near the same figure as the semi-automated system that the Task Force recommended. AND with no change in service, we will be impacting the Land Fill with yard and garden waste shown to be over 17% of the total land fill. This is material which should be composted.

Some of you may feel you have time to delay a change in our method of collection. However, with Lodi's growth expected to reach 75,963 by the year 2010, time is running out. We should be advising all new residents who wish to become a part of our city that we expect them to do their part as we have done ours, to keep Lodi from "soiling her nest".

If there had never been an AB939, the fact remains that somehow, sometime, we must bite the bullet and meet our obligations to our Mother Earth. And this comes from one who has never belonged to an Environmental Group, but who

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certainly supports many of their ideas to "wake up to the future".

I refute the contention of some that the rate proposed for the three-cart system is not fair to those who do not need the three carts. In the first place, the small 38 gallon cart is acceptable to most. The use of the 2nd and 3rd carts is optional, with no additional cost. This is what keeps the rate down for everyone, since the money for the recycling and composting is credited back to the city by California Waste Removal System. This methodology has already been approved by you, the Council. Therefore, I see it as a blessing to those who need but one trash cart (38 gal.) that others are helping pay their share of the cost for the trash which must go to the land fill.

Don't forget, the dumping fee will increase and if we keep on as we are, with no change in the system, the rate will go up even more.

Finally, I see no reason to hide the fact that the Lodi garbage rate has not been increased to cover their costs.

Lastly, I wish to state that the city of Lodi is and has been lucky to have had a refuse company that was so far ahead of the state mandate that we have the luxury of asking and looking at options before we are fined for non-compliance.

COMMUNITY INVITED TO ATTEND LODI DISTRICT  
CHAMBER OF COMMERCE LODI STREET FAIRE

Doreen Rice, Chairman of the Lodi District Chamber of Commerce Lodi Street Faire, being held Sunday, October 4, 1992 addressed the City Council inviting all citizens of this community to attend the Faire.

PUBLIC HEARINGS

APPEAL TO THE LODI CITY COUNCIL UNDER  
LODI MUNICIPAL CODE SECTION 5.32.120 BY  
FRANCES ELKINS REVOKING HER MASSAGE  
BUSINESS LICENSE

CC-6  
CC-69

The City Council removed from the agenda the public hearing to consider an appeal to the Lodi City Council under Lodi Municipal Code Section 5.32.120 by Frances Elkins, dba Lakewood Health Spa, 1381 #B, West Lockeford Street, Lodi, of the Order of the Chief of Police revoking her Massage Business License under Lodi Municipal Code Section 5.32.110 as a letter had been received from Ms. Elkins consenting to revocation for cause of the subject license.

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PUBLIC HEARING CONCERNING THE APPEAL  
RECEIVED FROM JOE (MARK) NEWFIELD REGARDING  
NOTICE OF PUBLIC NUISANCE AND ORDER TO ABATE  
PROPERTY LOCATED AT 4 WEST SIERRA VISTA PLACE,  
LODI ISSUED BY JAMES H. SIEMERS, CODE  
ENFORCEMENT OFFICER, ON APRIL 2, 1992

The City Council continued to November 4, 1992 the public hearing concerning the appeal received from Joe (Mark) Newfield regarding Notice of Public Nuisance and Order to Abate property located at 4 West Sierra Vista Place, Lodi issued by James H. Siemers, Code Enforcement Officer, on April 2, 1992.

PUBLIC HEARING TO CONSIDER THE APPLICATION  
RECEIVED FROM STOCKTON INTERTRANS CORPORATION,  
DBA YELLOW CAB, 206 NORTH SUTTER, STOCKTON,  
CA TO OPERATE A TAXICAB SERVICE WITHIN  
THE CITY OF LODI

RESOLUTION NO. 92-158

CC-50(b)  
CC-132

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing to consider application received from Stockton Intertrans Corporation, dba Yellow Cab, 206 North Sutter, Stockton Ca to operate a taxicab service within the City of Lodi.

The City Council was advised that an application to operate a taxicab service within the City of Lodi has been received from Stockton Intertrans Corporation, dba Yellow Cab, 206 North Sutter, Stockton, Ca. The application has been reviewed and contains all information required under Section 5.24.210 of the Lodi Municipal Code. Pursuant to the Code, the City Clerk set this matter for public hearing for the September 16, 1992 Council meeting. The public hearing has been advertised pursuant to law, and an affidavit of publication is on file in the City Clerk's office. The applicants have been duly notified of the date and time of the hearing.

The Lodi Municipal Code specified that, at the time set for the hearing regarding the application for such a permit, the City Council may examine the applicant and all persons interested in the matter set forth in the application and shall determine whether or not the public interest, convenience, and necessity require the issuance of the permit applied for. If it is found by the City Council that the public interest, convenience, and necessity require the issuance of the permit applied for, it shall by resolution order the City Clerk to issue a permit.

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The code further provides that before a permit is issued by the City Clerk, the applicant to whom a permit has been awarded by the City Council shall deliver to the City Clerk a policy of insurance with appropriate limits naming the City as additional insured. The applicants have indicated that they are in the process of securing the required insurance coverage.

It will also be necessary for the applicants to obtain driver permits from the Chief of Police prior to being issued a permit to operate this service. The applicants are aware of this requirement.

Addressing the City Council regarding the matter and responding to questions was Mr. J. R. Oller, Special Projects Managers for Stockton Intertrans Corporation.

There being no other persons wishing to address the City Council regarding the matter, the public portion of the hearing was closed.

On motion of Council Member Pennino, Hinchman second, the City Council adopted Resolution No. 92-158 entitled, "Resolution Determining that the Public Interest, Convenience, and Necessity Require the Issuance of a Permit to Stockton Intertrans Corporation, DBA Yellow Cab, 206 North Sutter, Stockton, California to Operate a Taxicab Service Within the City of Lodi" and directed the City Clerk to issue the permit to operate when the liability insurance requirements and other miscellaneous requirements have been met.

COMMERCIAL VEHICLE RESTRICTION IMPLEMENTED  
ON ALMOND DRIVE, BETWEEN CHEROKEE LANE  
AND STOCKTON STREET

RESOLUTION NO. 92-163

CC-45(a)

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing to consider the implementation of a vehicle weight limit on Almond Drive, between Cherokee Lane and Stockton Street.

The City Council was advised that at the June 17, 1992 City Council meeting, an Almond Drive resident raised concerns regarding truck travel on Almond Drive.

In the July 1, 1992 Council Communication regarding the street improvements on Almond Drive, staff noted that when Century Boulevard is completed between Cherokee Lane and Stockton Street, trucks may use Century Boulevard via Highway 99 southbound. However, the Highway 99 northbound

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trucks traveling to Stockton Street may still use Almond Drive.

#### EXISTING CONDITIONS

Staff counted vehicles and trucks for two three-hour periods (8-11 a.m. and 1-4 p.m.) on August 11, 1992. The results of the survey indicated that trucks make up 4.6% (westbound) and 3.3% (eastbound) of the total vehicles on Almond Drive. The majority of these trucks are two-axle.

In November 1990, similar truck counts were performed by staff. A comparison of the total counts indicates the total number of trucks and vehicles on Almond Drive has increased as shown below:

#### Almond Drive Truck Count Summary

Count Date-Direction	Number of Trucks	Number of Vehicles	%	Truck Distribution (#/%)			
				2 axles	3 axles	4 axles	5+ axles
Aug. 1992-WB	31	639	4.63	24/77.42	6/19.35	1/3.23	0.00
Nov. 1990-WB	9	392	2.24	6/66.67	1/11.11	0.00	2/22.22
Aug. 1992-EB	19	563	3.26	17/89.47	2/10.53	0.00	0.00
Nov. 1990-EB	13	374	3.36	9/69.23	3/23.08	0.00	1/ 7.69

Daily traffic counts have also increased on Almond Drive, from 1,840 vehicles in November 1988 to 2,950 vehicles in March 1992. The increase in westbound truck traffic could be due to the new industrial buildings on Stockton Street. It may be more convenient for truck drivers to use the Cherokee Lane northbound off-ramps to Almond Drive instead of Harney Lane off-ramps.

Staff did not anticipate the high truck traffic in designing the structural section. The current structural section will be weakened with the existing truck traffic although an overlay is planned for fiscal year 1992/93.

Currently, the only commercial vehicle restriction on Almond Drive is regarding parking. Based on Lodi Municipal Code, Section 15.52.050, commercial vehicles cannot park on Almond Drive unless they are in the process of loading or unloading. Almond Drive has a posted speed limit of 30 mph from Stockton Street to Cherokee Lane. Almond Drive is designed as a minor collector with a curb width of 44 feet.

#### GENERAL

There are two streets in the city limits that have weight limits. Commercial vehicles and vehicles over 3 tons (6,000 lbs.) are prohibited on Holly Drive, and over 5 tons

(6,000 lbs.) are prohibited on Holly Drive, and over 5 tons (10,000 lbs.) are prohibited on Tokay Street, from Stockton Street to Cherokee Lane.

According to the California Vehicle Code, Section 35701, City Council can establish a vehicle weight limit of any size. The weight limit should be expressed in pounds. The gross vehicle weight (GVW) for regular and extended-cab pickups can range from 5,600-10,000 lbs. Large pickups (1-ton rating, those with dual rear wheels) could easily exceed 10,000 lbs. GVW. The size of utility vans can range from 7,600-16,000 lbs. GVW. Garbage trucks and public utility vehicles would be exempt from any weight restrictions on Almond Drive.

Public Works Director also indicated that the City Council may want to consider implementing a commercial vehicle restriction in the subject area restricting commercial vehicles over two axles. Mr. Ronsko further suggested the signing of the subject area and presented a sample of the proposed signage.

Addressing the City Council regarding the matter were:

- a) Stan Harper, 445 East Almond Drive, Lodi;  
and
- b) Nannette Bagley, 445 Almond Drive, Lodi.

There being no other persons wishing to address the City Council regarding the matter, the public portion of the hearing was closed.

On motion of Council Member Hinchman, Sieglock second, the City Council adopted Resolution No. 92-163 entitled, "A Resolution of the Lodi City Council Providing for the Implementation of a Commercial Vehicle Restriction on Almond Drive, Between Cherokee Lane and Stockton Street and Thereby Amending Traffic Resolution No. 87-163". Further the City Council approved signing in the subject area as proposed by staff.

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM  
REALLOCATION FISCAL YEAR 1990-91 TO  
GRAFFITI ABATEMENT PROJECT AMENDATORY  
ENTITLEMENT STATEMENT

CC-55

The City Council determined that based on information received from the U. S. Department of Housing and Urban Development that graffiti removal is not eligible under the regulatory section cited by the City of Lodi in its request the scheduled public hearing on this subject would not go forward.



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PUBLIC HEARING REGARDING WEED ABATEMENT  
PROCEEDINGS INVOLVING TWO ADDITIONAL  
PARCELS WITHIN THE CITY OF LODI

RESOLUTION NO. 92-164

CC-24(b)  
CC-300

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing regarding Weed Abatement Proceedings involving two additional parcels within the City of Lodi to allow the subject property owners having objections to the proposed removal of weeds to be heard and given due consideration.

The City Council was reminded that at the City Council meeting of August 19, 1992 it adopted Resolution No. 92-149 - Resolution Declaring Weeds a Public Nuisance and Initiating Abatement Proceedings On Two Additional Parcels in the City of Lodi as set forth below:

Parcel 1.            424 South School Street  
                     Owner: Viola O. Fahrner  
                     APN 045-201-0018

Parcel 2.            706 S. Garfield Street  
                     Owner: Maribel Munoz  
                     APN 047-323-0003

Pursuant to State of California Government Code Section 39500 et seq., a Notice to Destroy Weeds and Remove Rubbish, Refuse, and Dirt, was published, mailed under Declaration of Mailing to each of the involved property owners, and posted on the subject properties as determined by the City Attorney and the Fire Inspector. The purpose of this public hearing is for property owners having any objections to the proposed abatement to be heard and given due consideration.

There being no persons in the audience wishing to address the City Council regarding the matter, the public portion of the hearing was closed.

On motion of Council Member Hinchman, Sieglock second, the City Council adopted Resolution No. 92-164 entitled, "Resolution Overruling Objections and Proceeding with Abatement Before the City Council of the City of Lodi in the Matter of Weed Abatement Proceedings".

PLANNING COMMISSION REPORT    The City Council was advised that no meeting of the Planning Commission had been held since the City Council received its last report.

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COMMUNICATIONS  
(CITY CLERK)

CLAIMS CC-4(c)      On recommendation of the City Attorney and Insurance Consulting Associates, Inc., the City's Contract Administrator, the City Council on motion of Mayor Pro Tempore Pennino, Hinchman second, denied the following claims and referred them back to the City's Contract Administrator:

- a)                    Evelyn Estrada, Date of loss 8/7/92; and
- b)                    Scott A. Mastel, Date of loss 8/18/92.

ABC LICENSE  
APPLICATION

CC-7(f)            City Clerk Reimche presented an application for Alcoholic Beverage Control License for Durward L. Anderson, Jr. and Norma J. Pacini, the Pan Tree, 26 West Lodi Avenue, Lodi Off-Sale Beer and Wine, Original License.

REGULAR CALENDAR

REQUEST OF THE NORTH SAN JOAQUIN WATER  
CONSERVATION DISTRICT THAT THE CITY JOIN  
IN A HEARING BEFORE THE REGIONAL WATER  
QUALITY CONTROL BOARD REGARDING WATER  
ALLOCATIONS FROM THE MOKELUMNE RIVER

CC-6                The City Council was advised that a request has been  
CC-184              received from Stewart Adams, attorney representing the North San Joaquin Water Conservation District that the City participate in scheduled hearings before the Regional Water Quality Control Board. The topic will be water allocations from the Mokelumne River.

Apparently, the Water Board is considering the request of the Fish and Game Department to reduce the amount of water East Bay Municipal Utility District (EBMUD) can take from the Mokelumne in order to protect fish in the river. Mr. Adams is proposing that the City both provide witnesses for the hearing and possibly participate financially in the costs of adjudicating these issues in front of the Regional Water Board.

Mr. Stewart Adams, Attorney-at-Law representing the North San Joaquin Water Conservation District addressed the City Council regarding the matter and responded to questions as were posed.

Mr. John Newbold, 1098 East Woodbridge Road, Lodi addressed the City Council regarding the matter.

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On motion of Council Member Sieglock, Snider second, the City Council approved sending a letter to the State Water Resources Control Board urging the Board to provide to North San Joaquin Water Conservation District and the City of Lodi an assured supplemental supply of surface water from the Mokelumne River to meet the current and future needs of our community. Further, the City Council indicated its desire to adjourn this meeting to Tuesday, September 22, 1992 at 7:00 a.m. to consider adoption of a resolution of support in this matter, and authorized Public Works Director Jack Ronsko to testify on behalf of the City at a hearing scheduled in November in front of the Regional Water Quality Control Board.

REPORT ON THE PRESENCE OF GANGS IN THE  
CITY OF LODI

CC-16  
CC-24(b)

Mr. Perfecto Munoz, 193 Wilderness Way, Woodbridge addressed the City Council regarding the topic of gangs in the City of Lodi and asked for community support in dealing with this problem in our community. Mr. Munoz suggested that a Gang Task Force be created in an effort to help alleviate this problem in our community. Sgt. Richard Dean of the Lodi Police Department was in the audience, addressed the City Council regarding the matter, and responded to questions regarding the subject as were posed by the City Council.

Also addressing the City Council regarding the matter were:

- a) Mr. Arthur Price, 1053 Port Chelsea Circle, Lodi; and
- b) Mr. Robert Shamrock, 14950 East Manzanita Way, Lockeford.

Following additional discussion, on motion of Council Member Pennino, Pinkerton second, Mr. Munoz and Sgt. Richard Dean were asked to report back to the City Council at the October 7, 1992 meeting as to what they perceive the needs of the Task Force will be.

ORDINANCES

There were no ordinances presented for adoption.

CLOSED SESSION

It was determined that there was no need for a Closed Session regarding Labor Relations.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pinkerton adjourned the meeting at approximately 9:45 p.m. to Tuesday, September 22, 1992 at 7:00 a.m.

*Alice M. Reimche*  
Alice M. Reimche  
City Clerk